

Minnesota

Minn. Stat. §116.07, Subd. 7c. NPDES permitting requirements.

(a) The agency must issue national pollutant discharge elimination system permits for feedlots with 1,000 animal units or more and that meet the definition of a "concentrated animal feeding operation" in Code of Federal Regulations, title 40, section [122.23](#), based on the following:

(1) a permit for a newly constructed or expanded animal feedlot that is identified as a priority by the commissioner, using criteria established under paragraph (d), must be issued as an individual permit;

(2) after January 1, 2001, an existing feedlot that is identified as a priority by the commissioner, using criteria established under paragraph (e) must be issued as an individual permit; and

(3) the agency must issue a general national pollutant discharge elimination system permit for animal feedlots that are not identified under clause (1) or (2).

Minn. R. 7020.0405 PERMIT REQUIREMENTS.

Subpart 1.

Permit required.

Four types of permits are issued under this chapter and chapter 7001: interim permits, construction short-form permits, SDS permits, and NPDES permits. The owner shall apply for a permit as follows:

A. an NPDES permit for the construction and operation of an animal feedlot that meets the criteria for CAFO;

Wisconsin

s. NR 243.12 Wis. Adm. Code; WPDES permit application requirements.

NR 243.12(1)



(1) GENERAL. A large CAFO may not discharge pollutants from manure or process wastewater to waters of the state unless the discharge is covered by and in compliance with a WPDES permit. Pursuant to s. [283.37 \(2\)](#), Stats., a complete application for a WPDES permit shall be filed in accordance with the following requirements:

NR 243.12(1)(a)



(a) Except as provided for in [par. \(c\)](#), a person who is proposing to own or operate a large CAFO that will

store manure or process wastewater in a storage facility constructed at or below grade or that will land apply manure or process wastewater shall file a preliminary application for a WPDES permit at least 12 months prior to the intended date on which the operation will become a large CAFO. The preliminary application for a WPDES permit shall consist of completed forms 3400-25 and 3400-25A. The owner or operator shall then submit a completed final WPDES permit application under [sub. \(2\)](#) at least 180 days prior to the intended date on which the operation would become a large CAFO. The owner or operator of a proposed large CAFO may not discharge pollutants from manure or process wastewater to waters of the state until one of the following has occurred:

NR 243.12(1)(a)1.



1. The department has issued an individual WPDES permit for the operation.

NR 243.12(1)(a)2.



2. The department has granted general WPDES permit coverage to the operation under [s. NR 243.121](#).

NR 243.12(1)(b)



(b) An owner or operator of an operation that is defined as a large CAFO as of July 1, 2007, that is not already covered by a WPDES permit or that has not already submitted a WPDES permit application, shall submit a complete permit application to the department by no later than July 31, 2007.

NR 243.12(1)(c)



(c) An owner or operator of an animal feeding operation with 999 animal units or less that becomes a large CAFO as a result of the purchase of another animal feeding operation shall apply for a WPDES permit no later than 90 days from the date of the purchase.

Indiana

327 Ind. Adm. Code 5-4-3 Concentrated animal feeding operations

Authority: IC 13-14-8; IC 13-15-1-2; IC 13-15-2-1; IC 13-18-2; IC 13-18-3

Affected: IC 13-11-2; IC 13-13-5-1; IC 13-18-4

Sec. 3. (a) Concentrated animal feeding operations or CAFOs are point sources that require NPDES permits for discharges or potential discharges.

...

(d) An owner or operator of a large CAFO does not need to seek permit coverage under this rule or 327 IAC 15-15 if the owner or operator has received a notification from the commissioner of a determination that the CAFO has no potential to discharge in accordance with section 3.1 of this rule.

Michigan

R 323.2196 Mich. Adm. Code CAFO permits.

Rule 2196. (1) CAFOs are point sources that require NPDES permits for discharges or potential discharges and require all of the following:

(a) If an operation becomes a CAFO, then the NPDES requirements for CAFOs

apply to all animals in confinement at the operation and all production area waste and CAFO process wastewater generated by those animals or the production of those animals, regardless of the type of animal.

(b) All CAFO owners or operators shall apply either for an individual NPDES permit, or a certificate of coverage under an NPDES general permit, unless the owner or operator has received a determination from the department, made after providing notice and opportunity for public comment, that the CAFO has "no potential to discharge" pursuant to subrule (4) of this rule.